

## **MINUTES**

### **MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION COMMITTEE ON STATE ADMINISTRATION**

**Call to Order:** Chairman Jim Shockley, on March 30, 2009 at 3:00 P.M., in Room 335 Capitol

#### **ROLL CALL**

**Members Present:**

Sen. Jim Shockley, Chairman (R)  
Sen. John Brueggeman, Vice Chairman (R)  
Sen. Joe Balyeat (R)  
Sen. Jerry W. Black (R)  
Sen. John Brenden (R)  
Sen. Larry Jent (D)  
Sen. Carolyn Squires (D)  
Sen. Joseph (Joe) Tropila (D)

**Members Excused:** Sen. Keith Bales (R)  
Sen. Mike Cooney (D)  
Sen. Jonathan Windy Boy (D)

**Members Absent:** None

**Staff Present:** Dave Bohyer, Legislative Branch  
Libby Goodwin, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 110, 3/27/2009; SR 26,  
3/27/2009; SR 27, 3/27/2009; SR 28,  
3/27/2009

Executive Action: HB 109, HB 110, SR 26, SR 27, SR 28

00:00:00 Due to audio technical difficulties, no audio file is available for this meeting.

00:00:30 Chairman Shockley relinquished the chair to Vice-Chairman Brueggeman. Sen. Black left the meeting.

**HEARING ON SR 26**

**Opening Statement by Sponsor:**

00:00:53 Sen. Jim Shockley (R), SD 45, opened the hearing on SR 26, Confirm director of Department of Administration.

**Proponents' Testimony:**

00:01:25 Bruce Nelson, Governor's Office

**Opponents' Testimony:**

00:02:00 None

**Informational Testimony:**

00:02:03 None

**Questions from Committee Members and Responses:**

00:02:06 None

**Closing by Sponsor:**

00:02:09 Sen. Shockley

**HEARING ON SR 27**

**Opening Statement by Sponsor:**

00:02:19 Sen. Jim Shockley (R), SD 45, opened the hearing on SR 27, Confirm director of Department of Military Affairs.

**Proponents' Testimony:**

00:02:43 Bruce Nelson, Governor's Office

00:03:20 Dan Antonietti, Veterans of Foreign Wars

**Opponents' Testimony:**

00:04:08 None

**Informational Testimony:**

00:04:10 None

**Questions from Committee Members and Responses:**

00:04:14 None

**Closing by Sponsor:**

00:04:16 Sen. Shockley

**PRELIMINARY HEARING ON SR 28**

**Opening Statement by Sponsor:**

00:04:25 Sen. Jim Shockley (R), SD 45, opened the hearing on SR 28, Confirm certain appointees.

**Proponents' Testimony:**

00:04:52 Patty Keebler, Governor's Office

**Opponents' Testimony:**

00:05:12 None

**Informational Testimony:**

00:05:15 None

**Questions from Committee Members and Responses:**

00:05:17 None

**Closing by Sponsor:**

00:05:37 Sen. Shockley

00:05:50 Sen. Shockley resumed the chair.

**HEARING ON HB 110**

**Opening Statement by Sponsor:**

00:06:37 Rep. Jon Sesso (D), HD 76, opened the hearing on HB 110, Revise law for acquisition of state office space.

**Proponents' Testimony:**

00:12:06 Sheryl Olson, Department of Administration (DOA)

**Opponents' Testimony:**

00:12:20 None

**Informational Testimony:**

00:12:23 None

**Questions from Committee Members and Responses:**

00:12:25 Sen. Squires  
00:12:42 Ms. Olson, DOA  
00:13:09 Sen. Brenden  
00:13:33 Janet Kelly, DOA  
00:13:55 Sen. Brenden  
00:14:51 Ms. Kelly, DOA

**Closing by Sponsor:**

00:15:14 Rep. Sesso

**EXECUTIVE ACTION ON HB 110**

00:16:09 **Motion:** Sen. Squires moved that **HB 110 BE CONCURRED IN.**

00:16:18 Dave Bohyer  
00:17:01 Chairman Shockley  
00:17:24 Ms. Olson, DOA  
00:17:47 Chairman Shockley  
00:18:23 Ms. Olson, DOA  
00:18:36 Chairman Shockley  
00:19:03 Sen. Squires  
00:19:06 Chairman Shockley

00:19:29 **Motion:** Sen. Brueggeman moved that **HB 110 BE CONCEPTUALLY AMENDED** (insert "other than Helena").

00:20:05 Sen. Balyeat  
00:20:20 Dave Bohyer  
00:20:44 Sen. Balyeat  
00:20:48 Dave Bohyer  
00:21:18 Chairman Shockley  
00:21:31 Sen. Balyeat  
00:22:13 Rep. Sesso  
00:23:49 Chairman Shockley

00:23:58 **Vote:** Motion carried unanimously by voice vote. Sen. Bales, Sen. Black, Sen. Cooney, and Sen. Windy Boy voted by proxy.

00:25:03 **Motion/Vote:** Sen. Brueggeman moved that **HB 110 BE CONCURRED IN AS AMENDED**. Motion carried unanimously by voice vote. Sen. Bales, Sen. Black, Sen. Cooney, and Sen. Windy boy voted by proxy. Sen. Jent will carry the bill.

**EXECUTIVE ACTION ON SR 26**

00:26:11 **Motion/Vote:** Sen. Squires moved that **SR 26 BE ADOPTED**. Motion carried unanimously by voice vote. Sen. Bales, Sen. Black, Sen. Cooney, and Sen. Windy Boy voted by proxy.

**EXECUTIVE ACTION ON SR 27**

00:26:48 **Motion/Vote:** Sen. Squires moved that **SR 27 BE ADOPTED**. Motion carried unanimously by voice vote. Sen. Bales, Sen. Black, Sen. Cooney, and Sen. Windy Boy voted by proxy.

**EXECUTIVE ACTION ON SR 28**

00:27:27 **Motion:** Sen. Squires moved that **SR 28 BE ADOPTED**.  
(preliminary).

**Discussion:**

00:27:43 Sen. Brenden  
00:28:28 Chairman Shockley

00:28:44 **Vote:** Motion carried unanimously by voice vote. Sen. Bales, Sen. Black, Sen. Cooney, and Sen. Windy Boy voted by proxy.

**EXECUTIVE ACTION ON HB 109**

00:29:07 **Motion/Vote:** Sen. Balyeat moved to **RECONSIDER THE PREVIOUS ACTION** on **HB 109**. Motion carried unanimously by voice vote. Sen. Bales, Sen. Black, Sen. Cooney, and Sen. Windy Boy were excused.

00:30:13 Sen. Balyeat

00:30:29 Dave Bohyer

00:30:57 **Motion/Vote:** Sen. Shockley moved to **RECONSIDER THE PREVIOUS ACTION** ('do not concur as amended', see minutes dated 3/27/2009) on **HB 109**. Motion failed 0-7. Sen. Bales, Sen. Black, Sen. Cooney, and Sen. Windy Boy were excused.

00:31:21 **Motion/Vote:** Sen. Balyeat moved to **RECONSIDER THE PREVIOUS ACTION TO AMEND HB 109** (010921.adb). Motion carried unanimously by voice vote. Sen. Bales, Sen. Black, Sen. Cooney, and Sen. Windy Boy were excused.

00:32:10 Sen. Balyeat withdrew the motion that HB 109 be amended (see minutes dated 3/27/2009).

00:32:32 **Motion/Vote:** Sen. Squires moved that **HB 109 BE CONCURRED IN**. Motion carried unanimously by voice vote. Sen. Bales, Sen. Black, Sen. Cooney, and Sen. Windy Boy voted by proxy. Sen. Jent will carry the bill.

00:33:25 Sen. Balyeat

00:33:57 Sen. Black entered the meeting.

**DISCUSSION ON HJ 9**

00:34:20 Chairman Shockley

00:34:23 Dave Bohyer

**ADJOURNMENT**

Adjournment: 4:40 P.M.

---

Libby Goodwin, Secretary

lg

Additional Exhibit:

**EXHIBIT** (**sts70a01**)

Additional Documents:

**EXHIBIT** (**sts70aad.pdf**)